# BOARD OF ALDERMAN REGULAR MEETING TUESDAY, SEPTEMBER 7, 2004 AT 7:00 P.M.

#### **AGENDA**

#### **PUBLIC HEARING/S:**

\*\*6:45 P.M.\*\* For the purpose of soliciting public input relative to the proposed Amendments to Chapter 131 of the Code of Ordinances pertaining to the functions of the Litter Control and Beautification Commission (Ref: O. B. # 17).

PRAYER
PLEDGE OF ALLEGIANCE
ROLL CALL
EXECUTIVE SESSION/S
PUBLIC SPEAKING
APPROVAL OF MINUTES:

Monday, June 9, **2003** 

Monday, August 18, 2003

Monday, September 22, 2003

Monday, March 22, 2004

Monday, July 12, 2004

Monday, August 2, 2004

Thursday, August 19, 2004

RECEIPT OF CLAIMS

LIAISON REPORTS FROM BOARD MEMBERS RELATIVE TO BOARDS & COMMISSIONS

1. David L. Snead, Ph. D. Superintendent of Schools

**RE:** Submittal of the Annual Report of the Waterbury Public Schools for FY 2003-04.

#### Receive and Place on File.

2. Fred Angelone Auditor

**RE:** Submittal of the Annual Report of the Department of Audit for Fiscal Year 2004.

#### Receive and Place on File.

3. E. Gil Graveline Building Official

**RE:** Submittal of the Annual Report of the Department of Inspection for Fiscal Year 2004.

# Receive and Place on File.

4. Patrick M. Jones Director of Finance

**RE:** Submittal of the Annual Report of the Department of Finance for Fiscal Year 2004.

# Receive and Place on File.

5. James A. Sequin, AICP City Planner **RE:** Submittal of the Annual Report of the Department of Planning for Fiscal Year 2004.

# Receive and Place on File.

6. Antoinette Spinelli Town Clerk

**RE:** Submittal of the Annual Report of the Office of the Town Clerk for Fiscal Year 2004.

#### Receive and Place on File.

7. Lynn M. McHale Acting General Manager

**RE:** Submittal of the Annual Report of the Water Pollution Control for Fiscal Year 2004.

# Receive and Place on File.

8. Craig A. Sullivan
Corporation Counsel

**RE:** Submittal of the Annual Report of the Office of the Corporation Counsel for Fiscal Year 2004.

# Receive and Place on File.

9. Kenneth R. Skov Superintendent of Water **RE:** Submittal of the Annual Report of the Bureau of Water for Fiscal Year 2004.

# Receive and Place on File.

10. Norman H. Lezotte Director

**RE:** Submittal of the Annual Report of the Commission on Aging for Fiscal Year 2004.

#### Receive and Place on File.

11. Human Resources Department

**RE:** Submittal of the Annual Report of

the Human Resources Department

for Fiscal Year 2004.

#### Receive and Place on File.

12. George N. Gaston 198-4 Wolcott St., 06705 **RE:** Submittal of request regarding what is being done about the property that he requested back in September of 2003 –

774 North Main St.Map 218, Block 166, Lot 161787 North Main St.Map 218, Block 184, Lot 061

#### Referred to Land Committee.

13. Helen Keyser 59 Chestnut Ave., 06710 **RE:** Communication appealing car tax and injury at City Hall.

# Referred to Finance Committee.

14. Waterbury Fire Fighters
Association, Local 1339

**RE:** Communication entitled *Contract Implementation* regarding two items which will create unsafe conditions, which will have a negative impact on both department operations and administration.

# Receive and Place on File.

15. Carmela L. Cavallo, MSW

**RE:** Submittal of resignation from the Board of Assessment Appeals.

#### Referred to Personnel Committee.

16. Attorney Mark D. CapuanoMellon, Hickey & Capuano, LLC49 Leavenworth St., 06702

**RE:** Request for easement for a driveway of 181 and 195 Highland Avenue.

#### Referred to Land Committee.

17. Antoinette C. Spinelli Town Clerk

**RE:** Request the Board to "authorize the preparation and printing of concise explanatory texts" of the questions which will appear on November 2, 2004 ballot.

# **Referred to Charter Revision ~ Ordinance Committee.**

18. Paul K. Pernerewski, Jr. Alderman

RE: A Resolution submitted by the Naugatuck Valley Project Predatory Lending Committee concerning certain tax relief for victims of predatory lending in Waterbury.

# Referred to Finance Committee.

19. George F. Flaherty, Jr. City Clerk.

**RE:** Submittal of letter of resignation as City Clerk.

#### Receive and Place on File.

20. Chief James J. Cavanaugh Fire Department

**RE:** Submittal of the Annual Report of the Fire Department for Fiscal Year 2004.

RE:

#### Receive and Place on File.

21. David Simpson
Deputy Director of Public
Works Services

Request your review and approval of the attached contract/agreement between the City of Waterbury and Tilcon Connecticut, Inc, Black Road Avenue, New Britain, for Bituminous Concrete Paving services in the amount of \$762,960.32.

# **Referred to Intergovernmental Committee.**

David SimpsonDeputy Director of PublicWorks Services

RE: Request your review and approval of the attached contract/agreement between the City of Waterbury and Metcalf Paving Company, Inc., 33 Bullet Hill Road, Southbury, for Pavement Milling services in the amount of \$148,677.00.

# Referred to Intergovernmental Committee.

23. David Simpson
Deputy Director of Public

**RE:** Request your review and approval of the attached contract/agreement

between the City of Waterbury and Marino Brothers of N. E., Middletown, CT for Road Crack and Joint Filling services in the amount of \$80,640.00.

## Referred to Intergovernmental Committee.

24. Ofelia F. Matos Budget Director **RE:** Submittal of the Annual Report of the Office of Budget Control for Fiscal Year Ending June 30, 2004.

#### Receive and Place on File.

**RE:** Submittal of the Annual Report of the Department of Public Works for Fiscal Year July 1, 2003 – June 30, 2 004.

#### Receive and Place on File.

26. Lynn M. McHale Acting General Manager

**RE:** Request your authorization to commence the procurement process for the following multi-year contracts:

- 1. Design-Build-Finance of the City Hall & Chase Building Renovations Project, and
- 2. Contract for the Independent Peer Review of the Design-Build-Finance of the City Hall & Chase Building Renovations Project.

The term of each of the contracts is anticipated to be up to five years in duration.

#### **Referred to Intergovernmental Committee.**

#### **STANDING COMMITTEES:**

# 

JoAnn S. Genovese
 Development Assistant
 NVDC

RE: Request for final approval of real property tax Fiscal/Business incentives under the ITZ Program. Said real property tax abatement is being requested by Circa Bistro, LLC. [Received on 10/25/01 and referred to the Tax Committee. Referred to Finance Committee 1/5/04.]

2. Michael Ptak, Chairman Litter Control & Beautification Commission RE: Request for approval of the new Ordinance and Ordinance changes as approved by the Litter Control & Beautification Commission.

[Referred 2/13/03 to the Charter Revision ~ Ordinance Committee.]

3. Alderman Larry Butler

RE: Resolution to request a public hearing March 22, 2004 at 6:45 **p.m.** for the purpose of receiving input from the public for the Registrar of Voters Office to take under consideration as they comply with the directive from the Election Enforcement Commission to move the 879 voters in question to their proper districts. [Referred 2/27/04 to the Community **Development Committee** and set a Public Hearing for 3/22/04 at 6:45 P.M.]

4. Kate Cavanaugh-Fort, Esq. Smith & D'Angelo, LLC

RE: Submittal, on behalf of Robert D'Angelo, of a petition for the layout and discontinuance of a portion of Sowan Street.

[Received 3/26/04 and referred to the Land Committee.]

[Forwarded to the Board of Public Works and Bureau of Assessment for reports 4/7/04.]

5. Robert Ritz, C. H. E. President & CEO St. Mary's Hospital

**RE:** Request that the abandonment of the following City streets for the safety of its customers and to enhance its campus, to wit:

- © Scovill Street from the intersection of South Elm Street to the intersection of Baldwin Street; and
- © Cole Street from the intersection of South Elm to the intersection of Scovill and Franklin Streets.

[Received on 3/26/04 and referred to the Land Committee.]
[Forwarded tot he Board of

# Public Works and Bureau of Assessment for Reports 4/7/04.]

6. Alderman Laura Nesta

RE: Submittal of a Resolution regarding that Corporation Counsel Craig Sullivan complete the review on the Draft Ordinance developed by Litter Control & Beautification Chairman Michael Ptak, former Corporation Counsel Theresa Caldarone and members of the current administration. Said Resolution requests that Mr. Sullivan return a finalized ordinance to this Board no later than July 12, 2004 (the first aldermen meeting in July 2004) to enable the Board to set a public hearing.

[Received on 6/21/04 and HELD in the Charter Revision ~ Ordinance Committee.]

7. James McKenney 272 Beacon Hill Drive Cheshire, CT 06410 RE: Correspondence regarding a 10-acre donation of land by Mr. McKenney. Mr. McKenney states that he should not be responsible for the taxes on this property but has not received a Tax Warranty in the amount of \$7,467.19 and is seeking assistance in effort to resolve this matter.

[Received on 6/21/04 and Referred to the Finance Committee.

Forwarded to the Tax Collector & Corporation Counsel for an

opinion.]

8. Alderman Cicero Booker, Jr. **RE:** Resolution #2 ~ Authorization of Bonding for

the School Facilities Project.

[Received on 6/21/04 and HELD in the Intergovernmental Committee.]

9.	Ralph Goodson 72 Birch Street	RE	Request for the Board to vote on the repair or replacement of Mattson Court.  [Received on 7-12-04 and referred on the Land Committee.]
10.	Michael J. Jarjura Mayor	RE:	Appointment of the following individuals to the Freedom of Information Advisory Board:
			Hector Riollano, term shall expire 12-31-07 George Stambouloglou, term shall expire 12-1-05 Steven Giacomi, term shall expire 12-31-05 Daniel Grasso, term shall expire 12-31-07 Elizabeth Brown, term shall expire 12-31-05 Laurie Russo, term shall expire 12-1-05 Melissa Petro, term shall expire 12-31-05
			[Received on 7-12-04 and referred to the Personnel Committee]
11.	Josephine Towers Apartments Mr. P. G. "Phil" Swanson, et al 24 Union Street	RE:	Issues of police protection in the vicinity of Josephine Towers.  [Received 8-16-04 and referred to the Public Safety Committee.]
12.	Albert M. Valerioti 186 Bouley Avenue	RE:	Correspondence concerning the US Army Reserve Center on Lydia Street and Regional Fire Schools.  [Received 8-16-04 and referred to the Public Safety Committee.]
13.	Attorney Dawn E. DeSantis Corporation Counsel	RE:	Response to a request by the Board relative to ownership and responsibility of a sewer line on Mattson Court.
			[Received 8-16-04 and referred to the Land

Committee.]

14. JoAnn S. Genovese
Business/Financial Analyst

**RE:** Requesting preliminary conditional approval of personal property tax abatements under the ITZ program. Said application is for Sypixx Network, Inc., located at 108 Bank Street.

[Received 8-16-04 and referred to the Finance Committee.]

15. Michael J. Jarjura Mayor **RE:** Appointment of Richard Zappone, Jr., to the Zoning Board of Appeals. Term shall expire **12-31-05.** 

[Received 8-16-04 and referred to the Personnel Committee.]

16. Michael T. D'Occhio Alderman

**RE:** Possible city ordinance regarding the limitation or banning of "Pocket Bikes" and further that the aldermen seek an opinion from Corporation Counsel addressing the feasibility of enacting such an ordinance.

[Receive on 8-16-04 and referred to the Charter Revision ~ Ordinance Committee.]

17. Craig A. Sullivan
Corporation Counsel

**RE:** Proposed Amendments to Chapter 131 of the Code of Ordinances pertaining to the functions of the Litter Control and Beautification Commission and setting a Public Hearing on the Adoption.

[Received on 8-25-04 and referred to the Charter Revision ~ Ordinance Committee.]

# **NEW BUSINESS:**

**MADJOURNMENT**